IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE TWENTYEIGTH DAY OF DECEMBER
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MRS JUSTICE T.MEENA KUMARI

&
THE HON'BLE MR JUSTICE K.C.BHANU

WRIT PETITION NO : 27605 of 2005

Between:

Smt.Nazeneen w/o late Imdad Ali

..... PETITIONER

AND

1. Station House Officer, L.B.Nagar P.S. & another.

.....RESPONDENTS

ORDER: (Per the Honourable Smt.Justice T.Meenakumari)

This is a taken up case on the Telegram issued by the petitioner seeking a direction in the nature of writ of mandamus directing the respondents to produce the grand son of the petitioner viz., Hussaini s/o Hamanyunali, aged 22 years, OCC: Spectable business, before this Court on the ground that he was illegally taken away by the L.B. Nagar Police, Ranga Reddy District on 14.12.2005.

The respondents have filed the counter denying the allegations in the Telegram. It is stated in the counter that on the report given by one Metlakunta Srinivas, resident of Suraram colony, Jeedimetla alleged theft in the house, the alleged detenue was taken into custody on 22.12.2005 by the Jeedimetla Police station in connection with Crime No:803 of 2005 for the offence under sections 457 and 380 I.P.C. He was produced before the learned VII Metropolitan Magistrate at Medchal, Cyberabad on 23.12.2005 and remanded to judicial custody.

It is submitted across the Bar by the learned Advocate General that in view of involvement of the alleged detenue in Cr.No:803 of 2005 for the offence under sections 457 and 380 I.P.C. of Jeedimetla Police station, the question of illegal detention does not arise and therefore, there are no merits in this writ petition.

In view of the submission made by the learned Additional Advocate General and in view of the averments made in the counter affidavit, We are of the view that no further orders are necessary in this writ petition and accordingly, the same is liable to be dismissed.

In the result, this writ petition is dismissed. No costs.

(T.MEENAKUMARI, J)

28th December, 2005

(K.C.BHANU, J)

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THE HON'BLE SMT. JUSTICE T.MEENA KUMARI

&

THE HON'BLE SRI JUSTICE K.C.BHANU

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WRIT PETITION NO : 27606 of 2005

(Order delivered by the Honourable Smt.Justice T.Meena Kumari)

28th December, 2005.